Docket No.: 04305/100E144-US2

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Hans Henrik IPSEN, et al.

Application No.: 10/719,553

Filed: November 20, 2003 Art Unit: 1644

For: NOVEL RECOMBINANT ALLERGENS Examiner: P. Huynh

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

March 12, 2004

Dear Sir: Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

- 1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed: (Check one of the boxes A-D)
- []A. Within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above-identified international application.
- [X] B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
- [] C. after (A) and (B) above, but before the mailing date of a final rejection, a notice of allowance, or any other action that closes prosecution, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

(check one of the boxes "i" and "ii" below:)

[] i. Counsel states that, upon information and belief, each item of information listed herein was either (a) cited in a communication from a foreign patent

office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

- [] ii. A check for the fee set forth in 1. 17(p), presently believed to be \$180, is enclosed.
- [] D. after (A), (B) and (C) above, but before payment of the issue fee: Counsel states that, upon information and belief, each item of information listed herein was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS; or (ii) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
 - [] i. A check for the fee set forth in 1.17 (p), presently believed to be \$180, is enclosed.
- 2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate.)

- [] A. Pursuant to the Notice issued by the United States Patent and Trademark Office dated July 11, 2003 waiving the requirements of 37 C.F.R. § 1.98(a)(2)(i), a copy/copies of the United States Patent on PTO/SB08 is/are not being submitted.
- [] B. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.
- [X] C. Documents 1-43 on the attached PTO/SB/08 were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:

Serial No. 09/270,910, filed March 16, 1999.

Copies of these documents need not be filed in this application. Applicant requests that these documents be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d).

[] 3. Documen	nt(s) are not in the English language. In accordance with
1.98(c), Applicant sta	ates:
0	An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application is enclosed.
()	A concise explanation of the relevance of document(s) is found in the attached search report (see MPEP 609 A(3)x).
()	A concise explanation of the relevance of document(s) is set forth as follows: [Insert concise explanation of relevance]
, ()	A concise explanation of the relevance of document(s) can be found on page(s) of the specification.
[]	A concise explanation of document(s) can be found on the attached sheet.
4. No explan	ation of relevance is necessary for documents in the English language (see
MPEP ' 609 A(3)).	

- [] 5. Other information being provided for the examiner's consideration follows:
- 6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in 1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,

Mitchell Bernstein, Ph.D. Registration No. 46,550

Agent for Applicant(s)

DARBY & DARBY P.C. 805 Third Avenue New York, N.Y. 10022 (212) 527-7700

PTO/SB/08a/b (06-03)

Approved for use through 07/31/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE eduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known Substitute for form 1449A/B/PTO 10/719,553 Application Number **INFORMATION DISCLOSURE** November 20, 2003 Filing Date STATEMENT BY APPLICANT Hans Henrik IPSEN First Named Inventor 1644 Art Unit (Use as many sheets as necessary) P. Huynh **Examiner Name** 04305/100E144-US2 3 Attorney Docket Number of 1 Sheet

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (<i>ff known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T⁵	
	1.	WO 90/11293	10/04/1990	Immulogic Pharmaceutical Corporatation			
Produktio		Biomay Biotechnik Produktions Und Handelsgesellschaft M.B.H.					
	2	WO 97/30150	08/21/1997	Pangenetics B.V.			

		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No.1	magazine, journal, serial, symposium, catalog, etc.), date, page(s), volunte-issue municer(s), volunte-issue municer(s), volunte-issue municer(s), volunte-issue municer(s), volunte-issue muni	T²
	4.	Takai T., Yokota T., Yasue M., Nishiyama C., Yuuki T., Mori A., Okudaira H., Okumura Y.: "Engineering of the Major House Dust Mite Allergen Der f 2 For Allergen-Specific Immunotherapy " Nat. Biotechnol. 15: 754-758 (1997).	
	5.	Smith A.M., Chapman M.D.: "Localization of Antigenic Sites on Der p 2 Using Oligonucleotide- Directed Mutagenesis Targeted To Predicted Surface Residues," <i>Clin. Exp. AllergY</i> 27: 593-	
	6.	Aki T., Ono K., Hidaka Y. Shimonishi Y., Jyo T., Wada T., Yamashita M., Shigeta S., Murooka Y., Oka S.: "Structure of IgE Epitopes on a New 39-kD Allergen Molecule From The House Dust Mite, Dermatophagoides farinae," <i>Int. Arch. Allergy Immunol.</i> 103: 357-364 (1994).	
	7.	Forster E., Dudler T., Gmachl M., Aberer W., Urbanek R., Suter M.: "Natural and Recombinant Enzymatically Active or Inactive Bee Venom Phospholipase A2 Has The Same Potency to Release Histamine from Basophils in Patients with Hymenoptera Allergy," J. Allergy Clip. Immunol. 95: 1229-1235 (1995).	
	8.	Burks A.W., Shin D., Cockrell G., Stanley J.S., Helm R.M., Bannon G.A.: "Mapping and Mutational Analysis of the IgE-binding Epitopes on Ara h 1, a Legume Vicilin Protein and a Major Allergen in Peanut Hypersensitivity." Eur. J. Biochem. 245: 334-339 (1997).	
	9.	Stanley J.S., King N., Burks A.W., Huang S.K., Sampson H., Cockrell G., Helm R.M., West C.M., Bannon G.A.: "Identification and Mutational Analysis of the Immunodominant IgE Binding Epitopes of the Major Peanut Allergen Ara h 2," <i>Arch. Biochem. Biophys</i> 342: 244-253 (1997)	
	10.	Ferreira F., Rohlfs A., Hoffmann-Sommergruber K., Schenk S., Ebner C., Briza P., Jilek A., Kraft D., Breitenbach M., Scheiner O.: "Modulation of IgE-Binding Properties of Tree Pollen Allergens by Site-Directed Mutagenesis," <i>Adv. Exp. Med. Biol.</i> 409: 127-135 (1996).	

Examiner	Date	e	
	I Con	nsidered	
Signature	Coi	isideled 1	
Digitature			

PTO/SB/08a/b (06-03)

Approved for use through 07/31/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO				Complete if Known		
Sub	stitute for form 1449AVB/	7710		Application Number	10/719,553	
119	DITAMAROSI		SCLOSURE	Filing Date	November 20, 2003	
• • •			APPLICANT	First Named Inventor	Hans Henrik IPSEN	
3		<i>ر</i> روس		Art Unit	1644	
(Use as many sheets as necessary)				Examiner Name	P. Huynh	
Sheet	2	of	3	Attorney Docket Number	04305/100E144-US2	

11.	Ferreira G., Ebner C., Kramer B., Casari G., Briza P., Kungl A.J., Grimm R., Jah-Schmid B., Breiteneder H. Kraft D., Breitenbach M., Rheinberger H.J., Scheiner O., "Modulation of IgE Reactivity of Allergens by Site-directed Mutagenesis: "Potential Use of Hypeallergenic Variants for Immunotherapy," <i>FASEB Journal for Experimental Biology</i> , Vol. 12, No. 2: 231-242 (February 1998).
12.	Wiedemann P., Giehl K., Almo S.C., Federov A.A., Girvin M., Steinberger P., Rudiger M., Ortner M., Sippl M., Dolecek C., Kraft D., Jockusch B., Valenta R.: "Molecular and Structural Analysis of a Continuous Birch Profilin Epitope Defined by a Monoclonal Antibody," <i>J. Biol. Chem.</i> 271, 29915-29921 (1996).
13.	Alvarez A.M., Fukuhara E., Nakase M., Adachi T., Aoki N., Nakamura R., Matsuda T.: "Four Rice Seed cDNA Clones Belonging to the Alpha-amylase/trypsin Inhibitor Gene Family Encode Potential Rice Allergens." <i>Biosci, Biotechnol, Biochem.</i> 59, 1304-1308 (1995).
14.	Colombo P., Kennedy D., Ramsdale T., Costa M.A., Djro G., Izzo V., Salvadon S., Guerrini R., Cocchiara R., Mirisola M.G., Wood S., Geraci D.: "Identification of an Immunodominant IgE Epitope ofthe Parietaria judaica Major Allergen", <i>Journal of Immunlogy</i> , Vol. 160, No. 6: 2780-
15.	Spangfort M.D., Ipsen H., Sparholt S.H., Aasmul-Olsen S., Larsen M.R., Mortz E., Roepstorff P., Larsen J.N.: "Chacterization of Purified Recombinant Bet v 1 With Authentic N-terminus, Cloned in Fusion with Maltose-Binding Protein," <i>Prot. Exp. Purification</i> 8L 365-373 (1996).
16.	Ipsen H., Wihl J.A., Petersen B.N., Lowenstein H.: "Specificity Mapping of Patients IgE Response Towards the Tree Pollen Major Allergens Aln g I, Bet v I and Cor a I," Clin. Exp.
17.	Gajhede M., Osmark P., Poulsen F.M., Ipsen H. Larsen J.N., Joost van Neerven R.J., Schou C., Lownstein H. and Spranfort M.D.: "X-ray and NMR Structure of Bet v 1, the Origin of Birch Pollen Allergy". Nature Structural Biology 3: 1040-1045 (1996).
18.	Altschul S.F., Gish W., Miller W., Myers E.W., and Lipman D.J.: "Basic Local Alignment Search Tool." <i>J. Mol. Biol.</i> 215: 403-410 (1990).
19.	Higgins D., Thompson J., Gibson T., Thompson J.D., Higgins D.G., and Gibson T.J.: "Clusta W: Improving the Sensitivity of Progressive Multiple Sequence Alignment Through Sequence Weighting, Position-Specific Gap Penalties and Weight Matrix Choice," <i>Nucleic Acids Res.</i> 22, 4673, 4680 (1994)
20.	Saiki R.K., Gelfand D.H., Stoffel S., Scharf S.J., Higuchi R., Horn G.T., Mullis K.B., Erlich H.A.: "Primer-Directed Enzymatic Amplification of DNA with a Thermostable DNA Polymerase," Science 239: 487-491 (1988)
21.	Spangfort M.D., Larsen J.N., Gajhede M.: "Crystallization and Preliminary X-ray Investigation at 2.0 Å Resolution of Bet v 1, a Birch Pollen Protein Causing IgE-Mediated Allergy," PROTEINS, Struc. Func. Genet. 26: 358-360 (1996).
22.	Monsalve R.I., Lu G., and King T.P.: "Recombinant Venom Allergen, Antigen 5 of Yellowjacket (Vespula Vulgaris) and Paper Wasp (Polistes Annularis) by Expression in Bacteria or Yeast" (1999).
23.	Fang K.S.F., Vitale M., Fehlner P. and King T.P.: "cDNA Cloning and Primary Structure of a White-face Hornet Venom Allergen, Antigen 5," Proc. Natl. Acad. Sci. USA 85: 895 (1988).
24.	Lu G., Villalba M., Coscia M.R., Hoffman D.R. and King T.P.: "Sequence Analysis and Antigenic Cross-Reactivity of a Venom Allergen, Antigen 5, from Hornets, Wasps, and Yellow Jackets," <i>Journal of Immunology</i> 150: 2823-2830 (1993).
xaminer	Date Considered

PTO/SB/08a/b (06-03)
Approved for use through 07/31/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

2 1 5 1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4				Complete if Known		
Sub	stitute for form 1449A/B/	PIO		Application Number	10/719,553	
IN	IFORMATIC	N DI	SCLOSURE	Filing Date	November 20, 2003	
	STATEMENT BY APPLICANT			First Named Inventor	Hans Henrik IPSEN	
STATEMENT BY ALL EIGANT				Art Unit	1644	
(Use as many sheets as necessary)			necessary)	Examiner Name	P. Huynh	
Sheet	3	of	3	Attorney Docket Number	04305/100E144-US2	

25.	In-Cheol Kang et al., "Purification and Molecular Clong of a Platelet Aggregation Inhibitor from the Snake (Agkistrodon Halys Brevicaudus) Venom," Thrombosis Research 91: 65-73 (1999).
	the Snake (Agkistrodon Halys Brevicaudus) Vernate in the Snake (Agkistrodon Halys Brevicaudus) Vernate (Agkistrodon Halys Brevicaudus) Ver
26.	Dongsu Park et al., "Cloning and Characterization of Novel Disintegrins from Agkistrodon Halys Venom," Mol. Cells 8(5): 578-584 (1998).
27.	Brunhilde Felding-Habermann et al., "Involvement of Integrin aV Gene Expression in Human Melanoma Tumorigenicity." J. Clin. Invest. 89:2018-2022 (1992).
28.	Renata Pasqualini et al., "A Polymeric Form of Fibronectin Has Antimetastatic Effects against Multiple Tumor Types." Nature Medicine 2(11): 1197-1203 (1996).
29.	Stefan Niewiarowski et al., Disintegrins and Other Naturally Occurring Antagonists of Platelet Eibringen Recentors, Seminars in Hematology 31(4): 289-300 (1994).
30.	Mohit Trikha et al., "Contortrostatin, a Snake Venome Disintegrin, Inhibits \$1 Integrin-mediated Human Metastatic Melanoma Cell Adhesion and Blocks Experimental Metastasis," Cancer Research 54(15): 4993-4998 (1994)
31.	Martin Friedlander et al.,, "Definition of Two Angiogenic Pathways by Distinct av Integrins," Science 270(1): 1500-1502 (1995).
32.	Mal Nguyen et al., "A Role for Sialyl Lewis-X/A Glycoconjugates in Capillary Morphogenesis,,"
33.	Judah Folkman et al., "Blood Vessel Formation: What Is Its Molecular Basis?" Cell 87(27): 1153-1155 (1996)
34.	Peter C. Brooks et al., "Integrin ανβ3 Antagonists Promote Tumor Regression by Inducing Apontosis of Angiogenic Blood Vessels." <i>Cell</i> 79(30): 1157-1164 (1194).
35.	Richard O. Hynes, "Integrins: A Family of Cell Surface Receiptors," Cell 48(27): 549-554
36	Hannu Larjava et al., "Novel Function for β1 Integrin in Keratinocyte Cell-Cell Interaction," J.
37	Erkki Buoslahti "How Cancer Spreads." Scientific American: 73-77 (September 1996).
38	Steven M. Albelda et al., "Integrin Distribution in Malignant Melonoma: Association of the \$3 Subunit with Tumor Progression," Cancer Research 50(15): 6757-6764 (1990).
39	Filippo G. Giancotti et al., "Elevated Level of the a581 Fibronectin Receptor Suppress the Transformed Phenotype of Chinese Hamster Ovary Cells," Cell 60(9): 849-859 (1990).
40	Skolnick et al., "From genes to protein structure and function: novel applications of computational approaches in the genomeric era," <i>Trends in Biotech</i> 18(1): 34-39 (Jan. 2000).
41	Attwood et al. "The habel of bioinformatics." Science 290 (5491): 4/1-4/3 (Oct. 2000).
42	
43	
43	. Abaza et al., v. of Frotein Chambay 11(6). 100 111 (100-1)

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Examiner	Date
	Considered
Signature	Considered
Cigitative 1	

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.



03-1504

PTO/SB/92 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

ction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/719,553

Attorney Docket No.: 04305/100E144-US2

Express Mail Certificate Under 37 CFR §1.10

EL994072136W

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

on <u>March 12, 2004</u>
Date

Signature

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Information Disclosure Statement (3 pp)

PTO/SB/08 (3 pp)

PTO/SB/92 Express Mail Certificate Under 37 CFR §1.10 (1 p)